

Prob 12B  
(7/93)

**UNITED STATES DISTRICT COURT**

FILED  
U.S. DISTRICT COURT  
DISTRICT OF NEBRASKA

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for

OFFICE OF THE CLERK

**District of Nebraska**

**Request for Modifying the Conditions or Term of Supervision  
with Consent of the Offender  
(Probation Form 49, Waiver of Hearing is Attached)**

**Name of Offender:** Justin Ray Vieyra

**Docket Number:** 8:99CR276

**Sentencing Judge:**

The Honorable William G. Cambridge  
U.S. Senior District Judge  
District of Nebraska

**Date of Original Sentence:**

May 22, 2000

**Original Offense:**

Possession with intent to distribute methamphetamine;  
[21 U.S. C. 841(a)(1)]

**Original Sentence:**

78 months custody; followed by five years  
Supervised Release

**Type of Supervision:**

Supervised Release

**Date Supervision Commenced:** December 23, 2005

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**PETITIONING THE COURT**

       To extend the term of supervision for \_\_\_\_\_, for a total term of \_\_\_\_\_.

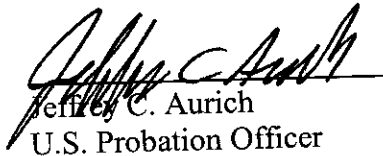
  X   To modify the conditions of supervision as follows:

That the defendant's costs of supervision be remitted.

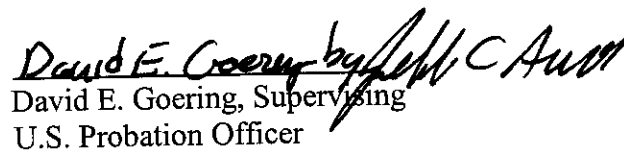
**CAUSE**

Mr. Vieyra was ordered to pay the costs of supervised release at the then current rate, pursuant to special condition No. 7. As of May 2004, the costs of supervision was determined to be \$292.21 per month. It is this officer's position that the costs of supervision would place an extreme financial burden upon Mr. Vieyra. His gross income is approximately \$1,500 per month. In addition he recently incurred approximately \$15,000 in medical bills. As such, in addition to his limited income, he would have a difficult time meeting his daily living expenses should he be required by the Court to pay monthly supervision fees.

Respectfully submitted,

  
Jeffrey C. Aurich  
U.S. Probation Officer

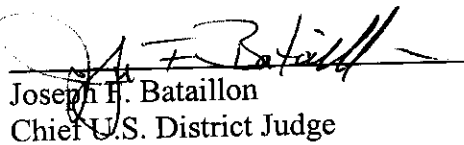
Reviewed by,

  
David E. Goering, Supervising  
U.S. Probation Officer

THE COURT ORDERS

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- ☐ No Action
- ☐ The Extension of Supervision as Noted Above
- ☒ The Modification of Conditions as Noted Above
- ☐ Other

  
Joseph F. Bataillon  
Chief U.S. District Judge

8/7/06  
Date

Prob 49  
(Rev. 12/00)

**United States District Court**  
**District of Nebraska**

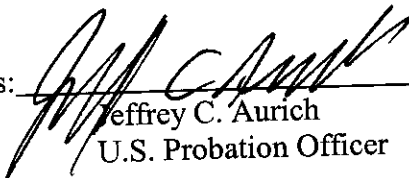
**Waiver of Hearing to Modify Conditions  
of Supervision**

I have been advised and understand that I am entitled by law to a hearing and assistance of counsel before any unfavorable change may be made in my Conditions of Supervision. By "assistance of counsel," I understand that I have the right to be represented at the hearing by counsel of my own choosing if I am able to retain counsel. I also understand that I have the right to request the court to appoint counsel to represent me at such a hearing at no cost to myself if I am not able to retain counsel of my own choosing.

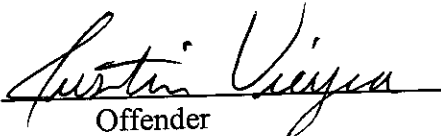
I hereby voluntarily waive my statutory right to a hearing and to assistance of counsel. I also agree to the following modification:

That the defendant's costs of supervision be remitted.

Witness:

  
Jeffrey C. Aurich  
U.S. Probation Officer

Signed:

  
Offender

Date:

8-2-06